

REMARKS

To expedite the prosecution of this application and to focus in on the very novel aspects of the present invention, claims 1, 5, 9, 10, 11, 13, 14 and 16 have been canceled.

Independent claim 17 was rejected under 35 U.S.C. § 102 based on Fasano U.S. Patent No. 5,052,892. Such a rejection requires that each and every claimed element be found in Fasano, but such is not the case. Referring to Fig. 4 of Fasano, the blade has a leading edge 36 and a trailing edge 32 (Col. 5, line 3). There is no canted wing flap extending from trailing edge 32. The only portion of the blade of Fasano that may be considered canted is section 50 — but it is on the leading edge of the blade. The blade section 42 at the trailing edge is not canted.

The flap angle and the canted angle of the wing flap on the trailing edge not only control the axial and radial flow of the working medium, but also assist in the comminuting of solid materials in the blender. Fasano does not teach such flow control nor can Fasano comminute solid materials. The Fasano blade is merely a mixing blade, and it is not disclosed that it would be operable at the high speeds required in a blender to operate on solid materials.


As such, it is believed that Fasano is deficient as a 35 U.S.C. § 102 reference, and reconsideration by the Examiner is requested. Upon such reconsideration, claim 17 and the claims which depend therefrom, claims 18-21, should be found to be allowable.

In addition, Applicants are offering new claims 22-25 for the consideration of the Examiner. None of the art of record teaches or suggests the features of the present invention which appear in these claims, and, as such, they too should be allowable.

Although it is not believed that a fee is required for these new claims, if a fee is required, the Commissioner is hereby authorized to charge payment of any additional fees associated with this communication to Deposit Account No. 18-0987.

In view of the foregoing, the issuance of a Notice of Allowance of claims 17-25 is earnestly solicited, but if any issues remain after this amendment, a telephone call to the undersigned would be appreciated.

Respectfully submitted,



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